

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

Case No. 3:19-cv-05711-EMC

**JOINT PROPOSED SCHEDULING
ORDER**

ABANTE ROOTER AND PLUMBING,
INC., individually and on behalf of all others
similarly situated,

Plaintiff,

v.

TOTAL MERCHANT SERVICES, LLC, a
Delaware limited liability company,

Defendant.

Plaintiff Abante Rooter and Plumbing, Inc. (“Plaintiff”) and Defendant Total Merchant Services, LLC (“Defendant”) (collectively Plaintiff and Defendant are referred to as the “Parties”) jointly submit this proposed scheduling order in accordance with the Court’s January 2, 2020 Order.

The Parties propose the following case schedule. The Parties agree on all dates except for the deadline to join other parties and to amend the pleadings.

EVENT	DATE
Deadline to join other parties and to amend the pleadings	<u>Plaintiff’s proposal:</u> April 13, 2020 <u>Defendant’s proposal:</u> February 17, 2020

1	Deadline to exchange Fed. R. Civ. P. 26(a)(2) expert witness disclosures	<u>Plaintiff:</u> June 25, 2020 <u>Defendant:</u> August 20, 2020
2	Deadline for Plaintiff to file motion for class certification	August 13, 2020
3	Deadline to complete class discovery, including class expert discovery	August 28, 2020
4	Deadline for Defendant to file response to motion for class certification	September 3, 2020
5	Deadline for Plaintiff to file reply in support of class certification	September 10, 2020
6	Hearing regarding motion for class certification	September 24, 2020
7	Deadline to complete ADR process	July 30, 2020

15 Dated: January 13, 2020

/s/ Patrick H. Peluso

Counsel for Plaintiff

Richard T. Drury (SBN: 163559)

Lozeau Drury LLP

410 12th Street, Suite 250

Oakland, CA 94607

Tel: 510-836-4200

Richard@lozeaudrury.com

Steven L. Woodrow (*pro hac vice*)

Patrick H. Peluso (*pro hac vice*)

Woodrow & Peluso, LLC

3900 East Mexico Ave., Suite 300

Denver, Colorado 90210

Tel: 720-213-0675

swoodrow@woodrowpeluso.com

ppeluso@woodrowpeluso.com

1
2
3 Dated: January 13, 2020

/s/ Lawren A. Zann

Counsel for Defendant

Beth-Ann E. Krinsky (*pro hac vice admission*)

Lawren A. Zann (*pro hac vice admission*)

GREENSPOON MARDER LLP

200 East Broward Blvd., Suite 1800

Fort Lauderdale, FL 33301

Tel: 954.527.2427

Fax: 954.333.4027

beth-ann.krinsky@gmlaw.com

lawren.zann@gmlaw.com
9
10
11
12
13
14

15 **SIGNATURE CERTIFICATION**

16 Pursuant to Civil L.R. 5-1(i)(3) of the Electronic Case Filing Administrative Policies
17 and Procedures Manual, I hereby certify that the content of this document is acceptable to
18 counsel for Defendant and that I have obtained authorization to affix his or her electronic
signature to this document.

19 By: s/ Patrick H. Peluso

20 Patrick H. Peluso
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above papers was served upon counsel of record by filing such papers via the Court's ECF system on January 13, 2020.

/s/ Patrick H. Peluso